

Brian E. Holthus, Esq.
Nevada Bar No. 2720
Email: beh@juwlaw.com
JOLLEY URG A WOODBURY HOLTHUS & ROSE
330 S. Rampart Blvd., Ste. 380
Las Vegas, Nevada 89145
Telephone: (702) 699-7500
Facsimile: (702) 699-7555
Attorneys for Crocs, Inc.

E-filed: 12-16-17

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEVADA

In re:	Case No.: BK-S-18-10453-LED
U.S.A. DAWGS INC.,	Chapter 11
Debtor.	Date: March 20, 2018 Time: 9:30 a.m.

NOTICE OF HEARING ON MOTION OF CROCS, INC. FOR (I) A DETERMINATION THAT THE AUTOMATIC STAY DOES NOT APPLY TO ADJUDICATION OF PENDING SANCTIONS MOTIONS IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA OR, IN THE ALTERNATIVE, (II) RELIEF FROM THE AUTOMATIC STAY TO PERMIT THE DISTRICT COURT TO RESOLVE MOTIONS FOR SANCTIONS

NOTICE IS HEREBY GIVEN that a Motion of Crocs, Inc. For (I) A Determination That the Automatic Stay Does Not Apply to Adjudication of Pending Sanctions Motions in the United States District Court for the District of Nevada or, in the Alternative, (II) Relief From the Automatic Stay to Permit the District Court to Resolve Motions for Sanctions ("Motion") was filed herein by Brian E. Holthus, Esq., attorney for Crocs, Inc.. ("Crocs"). The motion seeks an order confirming Crocs' Motions for Sanctions is exempt from the automatic stay. In the alternative, Crocs seek and order terminating the automatic stay so that Crocs may proceed to permit the District Court to resolve the Motions for Sanctions. Any Opposition must be filed pursuant to Local Rule 9014(d)(1).

NOTICE IS FURTHER GIVEN that if you do not want the court to grant the relief

1 sought in the Motion, or if you want the court to consider your views on the Motion, then you
 2 must file an opposition with the court, and serve a copy on the person making the Motion no
 3 later than 14 days preceding the hearing date for the motion, unless an exception applies (see
 4 Local Rule 9014(d)(3)). The opposition must state your position, set forth all relevant facts and
 5 legal authority, and be supported by affidavits or declarations that conform to Local Rule
 6 9014(c).

7 If you object to the relief requested, you must file a WRITTEN response to this pleading
 8 with the court. You must also serve your written response on the person who sent you this
 9 notice.

10 If you do not file a written response with the court, or if you do not serve your written
 11 response on the person who sent you this notice, then:

- 12 * The court may refuse to allow you to speak at the scheduled hearing; and
- 13 * The court may rule against you without formally calling the matter at the hearing.

14 NOTICE IS FURTHER GIVEN that the hearing on said motion will be held before a
 15 United States Bankruptcy Judge, 300 Las Vegas Blvd., Las Vegas, Nevada 89101 on March 20,
 16 2018 at 9:30 a.m.

17 DATED this 15th day of February, 2018.

18 JOLLEY URG A WOODBURY HOLTHUS & ROSE

19 By: 

20 Brian E. Holthus, Esq.
 21 330 S. Rampart Blvd., Ste. 380
 22 Las Vegas, Nevada 89145
 23 Attorneys for Crocs, Inc.
 24
 25
 26
 27
 28

CERTIFICATE OF SERVICE

This will hereby certify that I am employed in the County of Clark, State of Nevada, am over the age of 18 years, and not a party to this action. My business address is that of JOLLEY URG A WOODBURY HOLTHUS & ROSE, 330 S. Rampart Blvd., Ste. 380, Las Vegas, Nevada 89145.

On February 16, 2018, I served the foregoing document, described as: **MOTION OF CROCS, INC. FOR (I) A DETERMINATION THAT THE AUTOMATIC STAY DOES NOT APPLY TO ADJUDICATION OF PENDING SANCTIONS MOTIONS IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA OR, IN THE ALTERNATIVE, (II) RELIEF FROM THE AUTOMATIC STAY TO PERMIT THE DISTRICT COURT TO RESOLVE MOTIONS FOR SANCTIONS**

I served the above-named document(s) by the following means to the persons as listed below:

☒ a. ECF System

OGONNA M. BROWN on behalf of Creditor GEMCAP LENDING
obrown@nevadafirm.com,
apestonit@nevadafirm.com;oswibies@nevadafirm.com;agandara@nevadafirm.com

OGONNA M. BROWN on behalf of Creditor GEMCAP LENDING I, LLC
obrown@nevadafirm.com,
apestonit@nevadafirm.com;oswibies@nevadafirm.com;agandara@nevadafirm.com

F. THOMAS EDWARDS on behalf of Creditor GEMCAP LENDING
tedwards@nevadafirm.com, nmoseley@nevadafirm.com

TALITHA B. GRAY KOZLOWSKI on behalf of Debtor U.S.A. DAWGS, INC.
tgray@gtg.legal, bknotices@gtg.legal

BRIAN E HOLTHUS on behalf of Creditor CROCS, INC.
bankruptcy@juww.com, bankruptcy@juwlaw.com;mw@juww.com;mw@juwlaw.com

EDWARD M. MCDONALD on behalf of U.S. Trustee U.S. TRUSTEE - LV - 11
edward.m.mcdonald@usdoj.gov

TERESA M. PILATOWICZ on behalf of Debtor U.S.A. DAWGS, INC.
tpilatowicz@gtg.legal, bknotices@gtg.legal

U.S. TRUSTEE - LV - 11
USTPRegion17.lv.ecf@usdoj.gov

MARK M. WEISENMILLER on behalf of Debtor U.S.A. DAWGS, INC.
mweisenmiller@gtg.legal, bknotices@gtg.legal

1 ANTHONY S. H. WONG on behalf of Creditor PACIFICA BLUE DIAMOND V, LLC
 2 awong@wshblaw.com,
 3 mledesma@wshblaw.com;tgross@wshblaw.com;cmulder@wshblaw.com

4 ☐ b. **BY U.S. MAIL** (I deposited such envelope in the mail at Las Vegas, Nevada. The
 5 envelope(s) was/were mailed with postage thereon fully prepaid.)

6 I am readily familiar with JOLLEY URGAL WOODBURY HOLTHUS & ROSE's
 7 practice of collection and processing correspondence for mailing. Under that practice,
 8 documents are deposited with the U.S. Postal Service on the same day which is state in the proof
 9 of service, with postage fully prepaid at Las Vegas, NV in the ordinary course of business. I am
 10 aware that on motion of party served, service is presumed invalid if the postal cancellation date
 11 of postage meter date is more than once a day after the date stated in this proof of service.

12 A true copy thereof enclosed in a sealed envelope addressed as follows:

13 FREEMAN, FREEMAN & SMILEY, LLP
 14 1888 CENTURY PARK EAST
 15 SUITE 1900
 16 LOS ANGELES, CA 90067

17 T. BLAKE GROSS on behalf of Creditor
 18 PACIFICA BLUE DIAMOND V, LLC
 19 WOOD, SMITH, HENNING & BERMAN LLP
 20 7674 WEST LAKE MEAD BLVD, SUITE 150
 21 LAS VEGAS, NV 89128-6644

22 TODD M. LANDER on behalf of Creditor
 23 GEMCAP LENDING I, LLC
 24 FREEMAN, FREEMAN & SMILEY, LLP
 25 1888 CENTURY PARK EAST
 26 SUITE 1900
 27 LOS ANGELES, CA 90067

28 KENNETH T LAW on behalf of Creditor
 UNITED PARCEL SERVICE, INC.
 BIALSON, BERGEN & SCHWAB
 633 MENLO AVE., STE 100
 MENLO PARK, CA 94025

SEE ATTACHED MATRIX

☐ c. **BY PERSONAL SERVICE** (List persons and addresses. Attach additional paper if
 necessary)

☐ d. **BY DIRECT MAIL** (as opposed to through the ECF System) (List persons and email

addresses. Attach additional paper if necessary)

☐ e. BY FACSIMILE TRANSMISSION

I declare under penalty of perjury that the foregoing is true and correct.

Date: February 16, 2018.



An Employee of JOLLEY URGAL WOODBURY HOLTHUS & ROSE

Label Matrix for local noticing

0978-2

Case 18-10453-led

District of Nevada

Las Vegas

Thu Feb 15 15:54:54 PST 2018

GEMCAP LENDING I, LLC

C/O OGONNA M. BROWN

400 SOUTH FOURTH STREET, THIRD FLOOR

LAS VEGAS, NV 89101-6201

CROCS, INC.

c/o Jolley Urga Woodbury Holthus & Rose

Attn: Brian E. Holthus, Esq.

330 S. Rampart Blvd.

Suite 380

Las Vegas, NV 89145-5754

PACIFICA BLUE DIAMOND V, LLC

WOOD SMITH HENNING & BERMAN, LLP

7674 W LAKE MEAD, BLVD, STE 150

LAS VEGAS, NV 89128-6644

GEMCAP LENDING

C/O OGONNA M. BROWN

400 SOUTH FOURTH STREET, THIRD FLOOR

LAS VEGAS, NV 89101-6201

U.S.A. DANGS, INC.

4120 WINDMILL LANE

UNIT 106

LAS VEGAS, NV 89139-5855

UNITED PARCEL SERVICE, INC.

C/O LAWRENCE M. SCHWAB, ESQ. / BIALSON.

633 MENLO AVE, STE 100

MENLO PARK, CA 94025-4711

United States Bankruptcy Court

300 Las Vegas Blvd., South

Las Vegas, NV 89101-5833

AmeriMark Direct LLC

Attn: Managing Member

6864 Engle Road

Cleveland, OH 44130-7910

Anthem Blue Cross

Attn: Managing Member

PO Box 541013

Los Angeles, CA 90054-1013

Argen Blando Court Reporting & Video

Attn: Managing Member

216 16th St., Ste. 600

Denver, CO 80202-5162

Arkadin Inc.

Attn: Managing Member

Lockbox #32726 Collection Center Dr

Chicago, IL 60693-0001

BRIAN E. HOLTHUS, ESQ.

JOLLY URG A WOODBURY HOTHUS & ROSE

330 S RAMPART BLVD, STE. 380

LAS VEGAS, NV 89145-5754

BlankLabels.com LLC

Attn: Managing Member

3700 Rose Lake Dr., Ste. A

Charlotte, NC 28217-2814

Blue Diamond Business Center

Building 5

Attn: Managing Member

200 E. Carrillo St., Ste. 100

Santa Barbara, CA 93101-2143

Brad's Deals LLC

Attn: Isabel Grajeda - Shop Smart LLC

640 N. La Salle, Ste. 460

Chicago, IL 60654-3731

Brian Elliott

9821 Savannah Ridge Dr.

Austin, TX 78726-1930

Broad and Cassel Attorneys at Law Attn: Mana

100 S.E. 3rd Avenue, Ste. 2700 Fort Laud

Bureau Veritas Consumer Products Inc.

Attn: Managing Member

14624 Collections Center Dr.

Chicago, IL 60693-0146

Bureau Veritas Hong kong Limited

Attn: Managing Member

1/F Pacific Trade Centre

2 Kai Ring Road

Kowloon Bay, Kowloon Hong Kong

Cartera Commerce

Attn: Managing Member

One Cranberry Hill

Lexington, MA 02421-7397

Channel Key LLC

Attn: Managing Member

4151 N. Pecos Road #200

Las Vegas, NV 89115-0189

ChannelAdvisor

Attn: Managing Member

Lockbox W-502057

PO Box 7777

Philadelphia, PA 19175-0001

Clark County Assessor

c/o Bankruptcy Clerk

500 S Grand Central Pkwy.

Box 551401

Las Vegas, NV 89155-4502

Clark County Treasurer

c/o Bankruptcy Clerk

500 S. Grand Central Pkwy.

Box 551220

Las Vegas, NV 89155-4502

CommerceHub Technologies

Attn: Managing Member

25736 Network Place

Chicago, IL 60673-1257

Cox Communications

Attn: Managing Member

PO Box 53262

Phoenix, AZ 85072-3262

Criteo Corp.

Attn: Managing Member

PO Box 392422

Pittsburgh, PA 15251-9422

Crocs

Attn: Managing Member

7477 E Dry Creek Pkwy.

Longmont, CO 80503-8021

Crocs

c/o Michael Berta, Esq.

Arnold & Porter Kaye Scholer, LLP

Three Embarcadero Center

10th Floor

San Francisco, CA 94111-4075

David Kaplan

4120 W. Windmill Lane, #106

Las Vegas, NV 89139-5855

De Fries & Tufekovic IP
Attn: Managing Member
1260 Copenhagen K
Copenhagen, Denmark

Dept. of Employment, Training & Rehab
Employment Security Division
500 East Third Street
Carson City, NV 89713-0002

Desert Industries, LLC
Attn: Managing Member
7121 W. Craig Rd. #113-293
Las Vegas, NV 89129-6001

Dickinson Wright PLLC
Attn: Managing Member
8363 West Sunset Rd., Ste. 200
Las Vegas, NV 89113-2210

Dongguan Guilai Package Products Factory
Attn: Managing Member
Xiaogongkan Village-Jianshazhou Wanjag
Dongguan Guangdong Province
China

Ebates Performance Marketing
Attn: Managing Member
999 Plaza Drive, Ste. 310
Schaumburg, IL 60173-5405

FedEx
Attn: Managing Member
PO Box 7221
Pasadena, CA 91109-7321

FedEx Trade Netowrks - Chicago Attn: Managin
15704 Collections Center Dr.
Chicago, IL 60693-0157

Federal Express Corporation
Attn: Managing Member
7900 Legacy Drive
Plano, TX 75024-4089

Fuzhou Jiage Trading Co., Ltd.
Attn: Managing Member
Tianfu Industrial Area
Cangshan, Fuzhou
Fuijan China

GemCap Lending I, LLC
Attn: Managing Member
24955 Pacific Coast Highway, Ste. A202
Malibu, CA 90265-4747

Goldberg Kohn, Ltd.
Attn: Managing Member
55 East Monroe St., Ste. 3300
Chicago, IL 60603-5800

Goodsearh LLC
Attn: Managing Member
PO Box 492176
Los Angeles, CA 90049-8176

Haas Outdoors, Inc.
Attn: Managing Member
PO Box 757
West Point, MS 39773-0757

Hellmich Law Group P.C.
Attn: Managing Member
2967 Michaelson Dr., Bldg. G Suite 491
Irvine, CA 92612-8801

Hellmich Law Group P.C.
Attn: Managing Member
5753 E Santa Ana Canyon Rd., Bldg. G
Suite 512
Anaheim, CA 92807-3296

Hong Kong Limited
Attn: Managing Member
16/F-17/F, 26/F, Tower B Regent Centre 6
Wo Yi Hop Road
Kwai Chung, Hong Kong

Internal Revenue Service
Acct No xx-xxx0666
PO Box 7346
Philadelphia, PA 19101-7346

Interpro Manufacturing Ltd.
Attn: Managing Member
Unit 1-3, 4/F, Wing Fat Industrial Bldg.
12 Wing Tai Road
Kowloon Bay, Hong Kong, China

Kochhar & Co.
Attn: Managing Member
Suite #1120-21, 11th Floor
Tower -A DLF Towers, Jasola District
Cenetre New Delhi, India 110025

Kwikiee
Attn: Managing Member
PO Box 733327
Dallas, TX 75373-3327

Landsburg
Attn: Managing Member
PO Box 101144
Pasadena, CA 91189-0005

Larry L. Bertsch, CPA & Assoc.
Attn: Managing Member
265 E. Warm Springs #104
Las Vegas, NV 89119-4230

Lathrop & Gage
Attn: Managing Member
4845 Pearl East Circle, Ste. 201
Boulder, CO 80301-6112

Lewis Rocca Rothgerber Christie
Attn: Managing Member
1200 17th Street, Ste. 3000
Denver, CO 80202-5855

Livingston International Inc.
Attn: Managing Member
150 Pierce Rd., Ste. 500
Itasca, IL 60143-1228

Lola Style, Inc.
Attn: Managing Member
241 SW 19th Road
Miami, FL 33129-1424

Lola Style, Inc.
c/o Christopher J. Van Dam, Esq.
Christopher J. Van Dam, PA
7855 NW 12th St. #202
Miami, FL 33126-1819

Lola Style, Inc.
c/o Jason Bravo, Esq.
The Bravo Law Firm
4201 SW 85 Ave.
Miami, FL 33155-4138

Loudmouth Golf, LLC
Attn: S. Bargfrede
7515 Dr. Phillips Blvd. #50-879
Orlando, FL 32819

McHale & Slavin, P.A.
Attn: Managing Member
2855 PGA Blvd.
Palm Beach Gardens, FL 33410-2910

MicroPatent, LLC
Attn: Managing Member
PO Box 71386
Chicago, IL 60694-1386

Monitronics
Attn: Managing Member
Dept. CH 8628
Palatine, IL 60055-0001

NV Energy
Attn: Bankruptcy Dept.
PO Box 30086
Reno, NV 89520-3086

NetEffect
Attn: Managing Member
5575 S. Durango Dr., Ste. 110
Las Vegas, NV 89113-1834

NetSuite Subscription Services
Attn: Managing Member
2955 Campus Dr., Ste. 100
San Mateo, CA 94403-2539

Nevada Dept. of Taxation, Bankruptcy Sec
555 E. Washington Ave., #1300
Las Vegas, NV 89101-1046

Next Generation Recycling Corp.
Attn: Managing Member
101 N. Mojave Road
Las Vegas, NV 89101-4802

Nextpoint, Inc.
Attn: Managing Member
4043 N. Ravenswood Ave., Ste. 317
Chicago, IL 60613-5684

OFFICE DEPOT
6600 N. MILITARY TRAIL - S413G
BOCA RATON, FL 33496-2434

OGONNA M. BROWN, ESQ.
F. THOMAS EDWARDS, ESQ.
Holley Driggs Walch Fine Wray Puzey & Th
400 S. FOURTH STREET, 3RD FLOOR
LAS VEGAS, NV 89101-6201

Office of the Attorney General
Grant Sawyer Building
555 E. Washington Ave., Ste. 3900
Las Vegas, NV 89101-1068

Oracle America, Inc.
Attn: Managing Member
15612 Collections Center Dr.
Chicago, IL 60693-0156

Pacifica Blue Diamond V, LLC
c/o Pacifica Property Management
200 E. Carrillo Street, Suite 100
Santa Barbara, CA 93101-2143

Pitney Bowes
Attn: Managing Member
PO Box 371874
Pittsburgh, PA 15250-7874

Pitney Bowes Global
Attn: Managing Member
PO Box 371887
Pittsburgh, PA 15250-7887

R&L CARRIERS, INC.
600 GILLAM RD.
WILMINGTON, OH 45177-9089

R&L Carriers, Inc.
Attn: Managing Member
PO Box 10020
Port William, OH 45164-2000

ReadyRefresh by Nestle
Attn: Managing Member
PO Box 856158
Louisville, KY 40285-6158

Republic Services #620
PO Box 78829
Phoenix, AZ 85062-8829

S&P Global Market Intelligence
Attn: Managing Member
33356 Collection Center Dr.
Chicago, IL 60693-0333

SPS Commerce, Inc.
Attn: Managing Member
VP Box 3
PO Box 9202
Minneapolis, MN 55480-9202

Sacks Tierney P.A.
Attn: Managing Member
4250 North Drinkwater Blvd.
Fourth Floor
Scottsdale, AZ 85251-3981

Slick Deals
Attn: Managing Member
6010 S. Durango Dr. #200
Las Vegas, NV 89113-1788

Social Security Administration
Office of Regional Chief Counsel Reg. IX
160 Spear Street, Ste. 800
San Francisco, CA 94105-1545

Spilotro Law Group
Attn: Managing Member
6160 N. Cicero Ave., Ste. 122
Chicago, IL 60646-4308

Spilotro Law Group, LLC & Daniel Spilotro
c/o Peter M. Angulo, Esq.
Olson, Cannon, Gormley
Angulo & Stoberski
9950 W. Cheyenne Ave.
Las Vegas 89129-7700

Spilotro Law Group, LLC & Daniel Spilotro
c/o Peter M. Angulo, Esq.
Olson, Cannon, Gormley
Angulo & Stoberski
9950 W. Cheyenne Ave.
Las Vegas, NV 89129-7700

Steven Mann
c/o U.S.A. Dawgs, Inc.
4120 Windmill Lane, Unit 106
Las Vegas, NV 89139-5855

Stevens-Koenig Reporting
Attn: Managing Member
700 17th St., Ste. 1750
Denver, CO 80202-3561

T. Blake Gross, Esq.
 Anthony S. Wong, Esq.
 WOOD, SMITH, HENNING & BERMAN LLP
 7674 West Lake Mead BLVD, Ste 150
 Las Vegas, Nevada 89128-6644

Talitha Gray Kozlowski
 Garman Turner Gordon LLP
 650 White Drive, Ste. 100
 Las Vegas, NV 89119-9018

Thomas Reuters
 Attn: Managing Member
 PO Box 9292
 Carol Stream, IL 60197

Tim Kilroy
 40 Hutchinsonson Road
 Arlington, MA 02474-1901

Todd Lander, Esq.
 Freeman Freeman Smiley
 1888 Century Park East, Suite 1900
 Los Angeles, CA 90067-1723

U.S. TRUSTEE - LV - 11
 300 LAS VEGAS BOULEVARD S.
 SUITE 4300
 LAS VEGAS, NV 89101-5803

UL VS Shanghai Ltd.
 Attn: Managing Member
 333 Pfingsten Road
 Northbrook, IL 60062-2002

ULINE
 Attn: Managing Member
 2200 Lakeside Dr.
 Waukegan, IL 60085-8311

UPS Supply
 c/o Kenneth T. Law, Esq.
 Bialson bergen & Schwab
 633 Menlo Ave., Ste. 100
 Menlo Park, CA 94025-4711

UPS Supply - Dallas
 Attn: Managing Member
 PO Box 7247-0244
 Philadelphia, PA 19170-0001

UPS Supply - Dallas
 Attn: Managing Member
 PO Box 730900
 Dallas, TX 75373-0900

United States Attorney's Office Distric
 501 Las Vegas Blvd. South, Ste. 1100
 Las Vegas, NV 89101-6521

United States Trustee
 300 Las Vegas Blvd. South #4300
 Las Vegas, NV 89101-5803

Vantec Hitachi Transport System (USA)
 Attn: Junko Komiyama
 21061 S. Western Ave., Ste. 300
 Torrance, CA 90501-1735

Veritext Records
 Attn: Managing Member
 1100 Superior Ave., Ste. 1820
 Cleveland, OH 44114-2544

WIPO 34
 Attn: Managing Member
 chemin des Colombettes
 1121 Geneva
 Geneva Switzerland

Walgreens Company
 c/o Richard K. Hellerman
 222 South Riverside Plaza, Ste. 2100
 Chicago, IL 60606-6101

Walgreens Company - Danville AP
 Attn: Kiesha Allen
 16845 Collections Center Dr.
 Chicago, IL 60693-0168

Washington, DC 20530
 AuptiX, Inc.
 Attn: Managing Member
 2330 Cousteau Ct.
 Vista, CA 92081-8366

XPOLogistics
 Attn: Managing Member
 9151 Boulevard 26
 Building A
 North Richland Hills, TX 76180-5600

de lage landen
 Attn: Managing Member
 PO Box 41602
 Philadelphia, PA 19101-1602

MARK M. WEISENMILLER
 GARMAN TURNER GORDON LLP
 650 WHITE DRIVE, SUITE 100
 LAS VEGAS, NV 89119-9018

TALITHA B. GRAY KOZLOWSKI
 GTG,LLP
 650 WHITE DRIVE, SUITE 100
 LAS VEGAS, NV 89119-9018

TERESA M. PILATOWICZ
 GARMAN TURNER GORDON
 650 WHITE DRIVE, SUITE 100
 LAS VEGAS, NV 89119-9018

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Attorney General
 U.S. Department of Justice
 950 Pennsylvania Ave., NW

(d)U.S.A. Dawgs, Inc.
 4120 Windmill Lane, Unit 106
 Las Vegas, NV 89139-5855

End of Label Matrix
 Mailable recipients 113
 Bypassed recipients 2
 Total 115